

AP10 Rec'd PCT/PTO 27 DEC 2005

JH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/518,813
Applicant : CARTER, ET AL.
Filed : DECEMBER 22, 2004
Title : MEDICAL DEVICE TESTING APPARATUS

Art Unit : TO BE ASSIGNED
Examiner : TO BE ASSIGNED

Atty Docket No. : COCH-0132-US1


Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The below-identified communication(s) is (are) submitted in the above-captioned application or proceeding:

- ☒ Response to Notification of Missing Requirements under 35 U.S.C.371 (1 page)
- ☒ Declaration and Power of Attorney (2 pages)
- ☒ Copy of Notification of Missing Requirements (2 pages)
- ☒ Patent Fee Transmittal for FY 2005 and Deposit Account Authorization
1 page (w/dup.)
- ☒ Credit Card Payment Form (1 page)
- ☒ Certified copy of Australian Provisional Application PS 3226.

Respectfully submitted,



Michael G. Verga
Registration Number 39,410

JAGTIANI + GUTTAG
Democracy Square Business Center
10363-A Democracy Lane
Fairfax, Virginia 22030
(703) 591-2664

December 27, 2005

Patent Fee Transmittal
for FY 2005

DEC 27 2005

☐ Applicant Claims Small Entity Status 37 C.F.R. 1.27

TOTAL AMOUNT OF PAYMENT \$130.00

Application Number 18,813

Filing Date 22-Dec-04

Named Inventor CARTER, Paul Michael

Examiner Name To be assigned

Art Unit To be assigned

Attorney Docket No. COCH-0132-US1

FEE CALCULATION

1. Filing Fees

Application Type	Description	Large Entity		Small Entity		Paid
		Code	(\$)	Code	(\$)	
Utility <input type="checkbox"/>	Basic	1011	300	2011	150	\$ -
	Examination	1311	200	2311	100	\$ -
	Search	1111	500	2111	250	\$ -
Design <input type="checkbox"/>	Basic	1012	200	2012	100	\$ -
	Examination	1312	130	2312	65	\$ -
	Search	1112	100	2112	50	\$ -
Plant <input type="checkbox"/>	Basic	1013	200	2013	100	\$ -
	Examination	1313	160	2313	80	\$ -
	Search	1113	300	2113	150	\$ -
Reissue <input type="checkbox"/>	Basic	1014	300	2014	150	\$ -
	Examination	1114	600	2114	300	\$ -
	Search	1314	500	2314	250	\$ -
Provisional <input type="checkbox"/>	Basic	1005	200	2005	100	\$ -
National Stage <input type="checkbox"/>	Basic	1631	300	2631	150	\$ -
	Examination	1633	200	2633	100	\$ -
	Search	1632	500	2632	250	\$ -

2. Extra Claim Fee

a. Claims as Filed

Total Claims	Independent	Multiple Dependent	Extra Claims		Paid
			Code	(\$)	
0	0	0	1201	50	25 \$ -
0	0	0	1202	200	100 \$ -
			1203	360	180 \$ -

b. Claims as Amended

Total Claims	Independent	First Presentation of Multiple Dependent	Present Extra		Paid
			Code	(\$)	
0	0	0	1201	50	25 \$ -
0	0	0	1202	200	100 \$ -
			1203	360	180 \$ -

3. Extra Page Fee

Total Pages	Extra Pages	Paid
0	0	1081 250 2081 125 \$ -

Subtotal for Application Fees

1 \$ - + 2 \$ - + 3 \$ - = \$ -

4. Additional Fees

Description	Large Entity		Small Entity		Paid
	Code	(\$)	Code	(\$)	
Extension for response first month	1251	120	2251	60	\$ -
Extension for response second month	1252	450	2252	225	\$ -
Extension for response third month	1253	1,020	2253	510	\$ -
Extension for response fourth month	1254	1,590	2254	795	\$ -
Extension for response fifth month	1255	2,160	2255	1,080	\$ -
Notice of Appeal	1401	500	2401	250	\$ -
Filing a Brief in Support of an Appeal	1402	500	2402	250	\$ -
Request for Oral hearing	1403	1,000	2403	500	\$ -
Petitions under 1.17(f)	1462	400	1462	400	\$ -
Petitions under 1.17(g)	1463	200	1463	200	\$ -
Petitions under 1.17(h)	1464	130	1464	130	\$ -
Petition - public use proceeding	1451	1,510	1451	1,510	\$ -
Petition to Revive - Unavoidable	1452	500	2452	250	\$ -
Petition to Revive - Unintentional	1453	1,500	2453	750	\$ -
Utility Issue Fee	1501	1,400	2501	700	\$ -
Design Issue Fee	1502	800	2502	400	\$ -
Plant Issue Fee	1503	1,100	2503	550	\$ -
Reissue Issue Fee	1511	1,400	2511	700	\$ -
Publication Fee	1504	300	1504	300	\$ -
Statutory Disclaimer	1814	130	2814	65	\$ -

Additional Fee Subtotal \$ 130

12/30/2005 LLANDGRA 00000015 10518813

07 FC:1617 130.00 DP
METHOD OF PAYMENT (Check all that apply)

☒ Credit Card (Provide credit card information and authorization on PTO-2038)

☒ Deposit Account No. 10-0233-COCH-0132-US1

For the above-identified deposit account, the Director is hereby authorized to:

☐ To charge the above-identified fee.

☒ To charge any additional fees which may be required under 37 CFR 1.16, 1.17, 1.18, 1.20 and 1.492 or credit any overpayment to the deposit account number listed above.

Submitted by:

Name Michael G. Verga Reg. No. 39,410

Firm Jagtiani + Gutttag

Address 10363-A Democracy Lane, Fairfax VA 22030

Telephone 703.591.2664 Fax 703.591.5907

Signature Date December 27, 2005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/518,813
Applicant : CARTER, ET AL.
Filed : DECEMBER 22, 2004
Title : MEDICAL DEVICE TESTING APPARATUS

Art Unit : TO BE ASSIGNED
Examiner : TO BE ASSIGNED

Atty Docket No. : COCH-0132-US1

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35
U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE
(DO/EO/US)

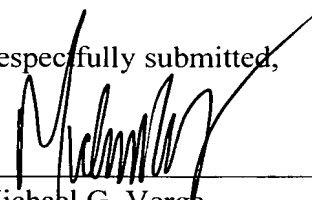
Sir:

This is in response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office dated October 27, 2005, the period for response to which is set to expire on December 27, 2005.

Submitted herewith is the executed declarations in compliance with 37 CFR 1.497(a) and (b).

Please direct any inquiries in connection with this application directly to the undersigned.

Respectfully submitted,



Michael G. Verga
Registration Number 39,410

JAGTIANI + GUTTAG
Democracy Square Business Center
10363-A Democracy Lane
Fairfax, Virginia 22030
(703) 591-2664

December 27, 2005



PCT

Page 1 of 2

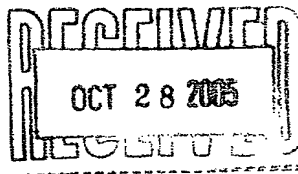


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/518,813	Paul Michael Carter	COCH-0132-US1

22506
JAGTIANI + GUTTAG
10363-A DEMOCRACY LANE
FAIRFAX, VA 22030



INTERNATIONAL APPLICATION NO.	
PCT/AU03/00827	
I.A. FILING DATE	PRIORITY DATE
06/27/2003	06/28/2002

CONFIRMATION NO. 3627

371 FORMALITIES LETTER



OC000000017327508

Date Mailed: 10/27/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/22/2004
- Copy of the International Search Report filed on 12/22/2004
- Copy of IPE Report filed on 12/22/2004
- Information Disclosure Statements filed on 12/22/2004
- U.S. Basic National Fees filed on 12/22/2004
- Priority Documents filed on 12/22/2004
- Specification filed on 12/22/2004
- Claims filed on 12/22/2004
- Abstracts filed on 12/22/2004
- Drawings filed on 12/22/2004

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/518,813	PCT/AU03/00827	COCH-0132-US1